

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES SECURITIES AND
EXCHANGE COMMISSION

Plaintiff,

v.

ERIC JAEGER and
JERRY A. SHANAHAN,

Defendants.

Civ. No. 01:07-00039-SM

**ASSENTED-TO MOTION OF SECURITIES AND EXCHANGE COMMISSION
FOR PARTIAL REVISION OF THE PRE-TRIAL AND TRIAL SCHEDULE**

Plaintiff, Securities and Exchange Commission (“SEC”) respectfully moves, with the assent of defendant Eric Jaeger (“Jaeger”), to revise the pre-trial and trial schedule relative to the SEC and Jaeger, as set forth below. As grounds for this motion, the SEC states that it seeks this revision to accommodate certain conflicts arising from trials proceeding in other matters being handled by its lead counsel in this action. The SEC states further that defendant Jerry A. Shanahan and the SEC will continue file pre-trial submissions on the dates set forth in the Joint Motion filed on February 15, 2012, and that nothing herein shall change the dates proposed for trial in that Joint Motion.

Proposed Revised Schedule

Pre-Trial Submissions:

1. **April 3, 2012:** Jaeger and the SEC will exchange objections to their respective proposed trial exhibits.

2. **April 13, 2012:** Jaeger and the SEC shall exchange responses to objections made to proposed trial exhibits.
3. **April 23, 2012:** Pursuant to Fed. R. Civ. P. 26(a)(3) and D.N.H.L.R. 16.2, Jaeger and the SEC shall file their respective Pretrial Statements, Proposed Jury Instructions, Motions In Limine, Voir Dire Requests, and proposed Verdict Forms.
4. **May 14, 2012:** Jaeger and the SEC shall file responses and objections to Proposed Jury Instructions, Motions in Limine, Voir Dire Requests, and proposed Verdict Forms.

Schedule for Final Pre-Trial Conference and Trial

Jaeger and the SEC proposed that the Court schedule a status conference for the purpose of setting a date for the Final Pretrial Conference and for Trial. Due to the schedules of counsel with respect to a series of other successive, previously scheduled trials, the parties further propose that the date to be set for trial be no earlier than (i) October 1, 2012, or (ii) after the Court rules on the summary judgment motions filed by the SEC and Shanahan on the Shanahan claims, whichever is later.

WHEREFORE, SEC respectfully requests that the Court enter the foregoing schedule.

Respectfully submitted this 29th day of February, 2012.

s/Nancy J. Gegenheimer
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CERTIFICATE OF SERVICE

I certify that on February 29, 2012, I sent a true copy of the foregoing pleading by electronically mailing it through the ECF system to the following persons:

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